

**Chapter 3.48****ARLINGTON BUSINESS IMPROVEMENT DISTRICT****Sections:**

<b>3.48.010</b>	<b>Purpose.</b>
<b>3.48.020</b>	<b>Resolution of Intention.</b>
<b>3.48.030</b>	<b>Public Hearing.</b>
<b>3.48.040</b>	<b>Parking and Business Improvement Area Established.</b>
<b>3.48.050</b>	<b>Description of Area.</b>
<b>3.48.060</b>	<b>Businesses subject to amendments.</b>
<b>3.48.070</b>	<b>System of assessments or charges imposed.</b>
<b>3.48.080</b>	<b>Uses of revenues.</b>
<b>3.48.090</b>	<b>Delegation of administration.</b>
<b>3.48.100</b>	<b>Findings of benefit.</b>
<b>3.48.110</b>	<b>Modification.</b>
<b>3.48.120</b>	<b>Operative date.</b>

**Section 3.48.010 Purpose.**

The purpose of this chapter is to authorize the City of Riverside to impose assessments or charges or both on businesses within a parking and business improvement area which is in addition to any assessments, fees, charges or taxes imposed by the City and to use such proceeds for the benefit of businesses within such area by doing any and all of the following:

- A. General Business promotions
- B. Business activities
- C. Promotion of events
- D. Advertising to promote area businesses
- E. Landscaping
- F. Clean-up activities
- G. Physical improvements (Ord. 6626 § 1, (part) 2002 )

**Section 3.48.020 Resolution of Intention.**

The parking and business improvements area herein created was initiated pursuant to the provisions of the Streets and Highways Code Section 36522 which required the adoption of a Resolution of Intention by the legislative body of any city creating such an area. The City Council of the City of Riverside, at a regular City Council meeting on August 27, 2002, adopted Resolution No. 20251 which declared its intention to consider establishing a parking and business improvement district pursuant to the parking and Business Improvement Area Law of 1989. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.030 Public Hearing.**

Pursuant to the requirement of Streets an Highways Code Section 36522, pursuant to the Resolution of Intention, the City Council of the City of Riverside held a public hearing as a regularly scheduled City Council meeting on September 17, 2002, for the purpose of receiving testimony and considering protests and other comment from those businesses within the proposed area, and to receive any other information concerning the formation of the area of the business improvement district. Written protests were considered and determined to be less than 50 percent of the businesses on which assessments are to be levied. (Ord. 6626 § 1, 2002

(part))

**Section 3.48.040      Parking and Business Improvement Area Established.**

Pursuant to the provisions of the Streets and Highways Code Section 36500 and following sections, the City Council hereby establishes a Parking and Business Improvement Area called the Arlington Business Improvements District as described in this chapter. (Ord. 6626 §1, 2002 (part))

**Section 3.48.050      Description of Area.**

The Arlington Business Improvement District area created herein is in the Arlington area of the City of Riverside generally between Arlington Avenue on the north, along Van Buren Boulevard to Lincoln Avenue on the south, and a portion along Magnolia Avenue from Tyler Street on the west, to Jackson Street on the east, said area being more accurately described on the Arlington Business Improvement District map permanently placed on file in the Office of the City Clerk. The area is described in a legal description on file with the City Clerk and shown on the plat titled "Proposed Arlington Business Improvement District", attached hereto and marked as Exhibit A and incorporated herein by this reference. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.060      Businesses subject to amendments.**

All businesses in the area, created and established under this chapter shall be subject to any amendments to this chapter enacted or adopted by the City Council of the City of Riverside and to any amendments to the Parking and Business Improvement Area Law of 1989 enacted or adopted by the state legislature as they apply to this chapter. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.070      System of assessments or charges imposed.**

A charge system is hereby imposed whereby each business entity within the Parking and Business Improvement Area, known as the Arlington Business Improvement District, as hereby created, shall pay an amount equal to 90 percent (90%) annual increase, not to exceed \$400 per business, on the current City of Riverside business tax fee as set forth in this code, or as it may hereafter be amended. Such funds shall be assessed and collected concurrent with the payment of the required business tax payment as set forth in Title 5 of this code. Such funds are in addition to current business tax revenue and shall be kept in a separate account from current business tax revenues and shall be used for the purposes set forth in this chapter. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.080      Uses of revenues.**

The revenues derived from the Arlington Business Improvement District assessments and charges shall only be used for improvements and activities to be provided in the area of the Arlington Business Improvement District for the following purposes:

- A. General business promotions
- B. Business Activities
- C. Promotion of events
- D. Advertising to promote area businesses
- E. Landscaping
- F. Clean-up activities
- G. Physical improvements

H. Other uses not inconsistent with the purposes enumerated in Section 3.48.010 Purpose. Revenues shall not be used to provide improvements or activities outside the area or for any purpose other than the purposes specified in the Resolution of Intention, as modified by the City

Council in its establishment of the area described in this chapter. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.090      Delegation of administration.**

The City Council shall designate and appoint an advisory board which will make a recommendation to the City Council on the expenditure of revenues derived from the levy of assessments pursuant to this chapter and to operated programs and activities which are consistent with the purposes, goals, and uses set forth in this chapter, and to formally report back to the City Council at least annually, beginning no later than January 30, 2004. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.100      Findings of benefit.**

The City Council, after holding a public hearing and providing an opportunity for protests to be heard and after taking testimony and comment from interested persons representing businesses within the area does hereby find that the public interest, convenience and necessity require that the area be established and that the businesses conducting their activities within the area will benefit by the expenditure of funds raised by the charges as contemplated by Section 36500, and following sections of the Streets and Highways Code. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.110      Modification.**

Modification of boundaries, assessments, improvements and activities shall be subject to and in accordance with the procedures and requirements of the Property and Business Improvement Area Law of 1989 (Streets and Highways Code Section 36500 and following sections) as enacted or as amended. (Ord. 6626 § 1, 2002 (part))

**Section 3.48.120      Operative date.**

The operative date of this chapter is November 1, 2002. (Ord. 6626 § 1, 2002 (part))